

UNITED STATES DISTRICT COURT

Western

DISTRICT OF

Texas

Bernhardt Tiede, et al.

EXHIBIT AND WITNESS LIST

V.

Case Number: 1:23-cv-01004

Bryan Collier

PRESIDING JUDGE Hon. Robert Pitman					PLAINTIFF'S ATTORNEY Jeff Edwards	DEFENDANT'S ATTORNEY Abigail Carter
TRIAL DATE (S) July 30, 2024					COURT REPORTER Lily Reznik	COURTROOM DEPUTY Julie Golden
PLF. NO.	DEF. NO.	DATE OFFERED	MARKED	ADMITTED	DESCRIPTION OF EXHIBITS* AND WITNESSES	
	1				TDCJ AD-10.64 Excessive and Extreme Temperature Conditions in the TDCJ	
	2				TDCJ FDM-04.16 Identifying and Reporting Inoperable Core Equipment	
	3				Chart of Current HSS Inmates	
	4				Chart of Changed HSS Inmates	
	5				Transfer Map - Medical	
	6				Transfer Map	
	7				TDCJ OEM 2024 Seasonal Prep Memo	
	8				2024 CID Seasonal Preparedness Directive Email	
	9				Seasonal Preparedness Checklists	
	10				2024 Heat Strike Team Reports	
	11				Heat Training by Region FY 2024	
	12				Heat-Related Informational Posters and Pocket Card	
	13				TLDD Training Curriculum Affidavit	
	13A				Turnout Training - First Aid	
	13B				Turnout Training - Seasonal Preparedness - Heat Precaution	
	13C				Correc. Awareness Training - Infection Control, First Aid, Family and Friends	
	13D				Pre-Service Training - Go Home to Your Family	
	13E				In-Service Supervisor Training - Go Home to Your Family	
	13F				Training Bulletin - Hurricanes - After the Storm	
	14				Expert Witness Report of John Baldwin	
	14A				CV of John Baldwin	
	14B				List of Documents Reviewed by John Baldwin in Preparation of Report	

* Include a notation as to the location of any exhibit not held with the case file or not available because of size.

• AO 187A (Rev. 7/87)

EXHIBIT AND WITNESS LIST – CONTINUATION

Bernhardt Tiede, et al. vs. Bryan Collier					CASE NO. 1:23-cv-01004
PLF. NO.	DEF. NO.	DATE OFFERED	MARKED	ADMITTED	DESCRIPTION OF EXHIBITS AND WITNESSES
	15				TDCJ Cost Estimate by Facility
	16				TDCJ Units with Total A/C Beds and Non A/C Beds
	17				2023 AC Projects Phase 1
	18				Architect/Engineer Requirement
	19				List of Consultants in HVAC Design
	20				Air Conditioning Draft Plan for FY24-25 Funds
	21				Draft: Four-Phases for the Installation of Climate Control Equipment
	22				Funding for the Installation of Air Conditioning in Facilities
	23				HVAC Information FY 22-23 Projects
	24				Powerpoint on House Appropriations Committee A/C in TDCJ Facilities
	25				Powerpoint for Collier House Appropriations Committee Testimony
	26				Declaration and CV of Priya Banerjee
	27				Expert Report of Jeffrey Beard
	27A				List of Documents Reviewed by Jeffrey Beard in Preparation of Report
	27B				CV of Jeffrey Beard
	28				At Hand Population Heat Scoring
	29				Future HVAC Rental Projections
	30				Lioness - Build Up, Inc. Certificate of Incorporation
	31				Lioness - Build Up, Inc. Bylaws
	32				Lioness Meeting Agenda from April 18, 2024
	33				Secretary of State Request from TPCA on July 9, 2021
	34				TPCA Articles of Incorporation
	35				TPCA Bylaws
	36				TPCA Core Team Members List
	37				TPCA Mailing List June 2024
	38				TPCA Response to Discovery with Verification
	39				Emails Pertaining to Charlie Malouff

• AO 187A (Rev. 7/87)

EXHIBIT AND WITNESS LIST – CONTINUATION

Bernhardt Tiede, et al. vs. Bryan Collier					CASE NO. 1:23-cv-01004
PLF. NO.	DEF. NO.	DATE OFFERED	MARKED	ADMITTED	DESCRIPTION OF EXHIBITS AND WITNESSES
	40				DE 50-10 - Exhibit J re Amite Dominick
	41				A Critical Review of the Effectiveness of Electric Fans...
	42				Electric Fans for Reducing Adverse Health Impacts in Heatwaves
	43				JAMA Research Letter - Heart Rate and Body Temperature Responses
	44				Extreme Temperatures and COVID19 in Texas Prisons
	45				JAMA Provision of Air Conditioning and Heat Related Mortality...
	46				CV - Dean R. Williams
	47				Expert Report of Dean R. Williams
	48				Alaska Department of Corrections - An Administrative Review
	49				A Rebuttal to Dean Williams' Administrative Review re Alaska DOC
	50				Confirmation Hearing Transcript - Dean Williams as Commissioner
	51				U.S. Department of Justice, Prisoners in 2022 - Statistical Table 2
	52				DE 50-3 - Exhibit C re Antonella Zanolatti
	53				TDCJ-CID 2024 Seasonal Prep Teleconference Agenda, March 14, 2024
	54				TDCJ-CID 2019-2023 Seasonal Preparedness Directive
	55				TDCJ-CID Heat Related Inventory Items by Unit - 2024
	56				TDCJ-CID - 2024 I-204 Incoming Heat, Cold, Safe Prisons Flyer
	57				TDCJ Heat Related Illness - 2017 Video
	58				Heat Illness Patient Education Video
	59				CURE 1-3 - Certificate of Formation Nonprofit Corporation
	60				CURE 8-21 - Sixth Amended ByLaws
	61				CURE 22-26 - Board Minutes
	62				CURE Response to Discovery
	63				Charlie Malouff - Cole v. Collier Intervention Letter
	64				Charlie Malouff - Criminal Appeal Opinion
	65				Charlie Malouff - Declaration
	66				Charlie Malouff - Testimony for HB 1355

[illegible]

Respectfully submitted,

KEN PAXTON

Attorney General of Texas

BRENT WEBSTER

First Assistant Attorney General

JAMES LLOYD

Deputy Attorney General for Civil
Litigation

SHANNA E. MOLINARE

Assistant Attorney General
Chief, Law Enforcement Defense
Division

/s/ Abigail K. Carter

ABIGAIL K. CARTER

Assistant Attorney General

Texas State Bar No. 24126376

Abigail.Carter@oag.texas.gov

Office of the Attorney General

P.O. Box 12548

Austin, Texas 78711-2548

(512) 463-2080 / Fax (512) 370-9814

ATTORNEYS FOR COLLIER

NOTICE OF ELECTRONIC FILING

I, **ABIGAIL K. CARTER**, Assistant Attorney General of Texas, certify that I have electronically submitted for filing, a true and correct copy of the above and foregoing in accordance with the Electronic Case Files system of the United States District Court for the Western District of Texas, on July 26, 2024.

/s/ Abigail K. Carter
ABIGAIL K. CARTER
Assistant Attorney General

CERTIFICATE OF SERVICE

I, **ABIGAIL K. CARTER**, Assistant Attorney General of Texas, do hereby certify that a true and correct copy of the above and foregoing has been served directly to all counsel on record by the Electronic Case Files System of the Western District of Texas on July 26, 2024.

/s/ Abigail K. Carter
ABIGAIL K. CARTER
Assistant Attorney General